



PETITION TO THE ATTORNEY GENERAL, REPUBLIC OF KENYA

**NOW WE THE PETITIONERS**, in the context of the UN International Day to commemorate the Right to the Truth and to you as the bearer of Office of the Attorney General, and Chief Legal Advisor to the government of the Republic of Kenya render our Petition seeking answers to our following concerns:-

While recalling that during his state of the Nation address to Parliament on 26<sup>th</sup> March 2015, H.E President Uhuru Kenyatta issued a public apology on his own behalf and on behalf of the government, accompanied by a directive that there should be established a Kshs. 10 Billion Restorative Justice Fund spread over three years for purposes of giving relief to victims of past human rights violations.

And also recalling that during the 2016-17 Financial year, the National Treasury set aside about Ksh 3.4 billion (\$34 million) as the first tranche towards the Restorative Justice Fund.

We further recall that between 2017 and 2018, a lot of work was put in by representatives of the Kenya National Commission on Human Rights, the International Centre for Transitional Justice, the National Victims and Survivors Network, the Kenya Office of the High Commission for Human Rights, and officials from the Department of Justice, Attorney General and the Kenya Law Reform Commission to formulate a legal framework on which to anchor the Restorative Justice Fund.

We are also conscious that in 2018 a comprehensive policy draft and Regulations to guide the implementation of the Presidential directive on the Restorative Justice Fund were submitted to the Office of the Attorney General.

Now we are concerned about:-

1. What became of the Draft Policy Regulations that were submitted to the office of the Attorney General in 2018 for purposes of anchoring the Restorative Justice Fund under the Public Finance Act?
2. What steps if any are you taking to put into effect a Presidential Directive on the Kshs 10Billion Restorative Justice Fund for the sake of victims of historical gross human rights violations?

Additionally and in a related matter,

3. Why has the Truth Justice and Reconciliation Commission Report not been "Considered" and adopted and implemented pursuant to Section 49 of the Truth Justice and Reconciliation Commission Act, 2008?

And your PETITIONERS will ever PRAY.

PRESENTED BY:

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On behalf of membership of the National Victims and Survivors Network (NVSN)

Date:.....24/03/2019.....